

Before the  
Federal Communications Commission  
Washington D.C. 20554

In the Matter Of )  
 )  
Section 63.71 Application of )  
 ) WC Docket No. \_\_\_\_\_  
EarthLink Business, LLC )  
 )  
 )  
 )  
For Authority Pursuant to Section 214 of )  
the Communications Act of 1934 to )  
Discontinue the Provision of Service )  
 )

**SECTION 63.71 APPLICATION OF  
EARTHLINK BUSINESS, LLC**

EarthLink Business, LLC (a Windstream company, hereinafter, "Windstream"), through its undersigned counsel and pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. §214, and Section 63.71 of the Federal Communications Commission's ("Commission") rules, 47 C.F.R. §63.71, hereby files this Application to discontinue the provision of DS0 and ISDN (collectively, the "Affected Services") to certain customers located in the Apex, Cary, Raleigh and Triangle Park, North Carolina areas. In support of this Application, Windstream submits the following information:

**1. Information listed in 47 C.F.R. § 63.71(a)(1)-(4) (47 C.F.R. § 63.71(b)(2)):**

**a. Name and Address of Carrier (47 C.F.R. § 63.71(a)(1)-(4), (b)(2)):**

EarthLink Business, LLC  
4001 North Rodney Parham Rd.  
Little Rock, AR 72212

**b. Date of Planned Discontinuance (47 C.F.R. § 63.71(a)(2), (b)(2)):**

Windstream plans on discontinuing the Affected Services on or about April 30, 2019.

**c. Point of Geographic Areas of Service Affected (47 C.F.R. § 63.71(a)(3), (b)(2)):**

Affected Services will be discontinued to customers in the Apex, Cary, Raleigh and Triangle Park, North Carolina areas.

**d. Brief Description of the Type of Service to be Affected (47 C.F.R. § 63.71(a)(4), (b)(2)):**

The service to be affected are DS0 and ISDN (Affected Services).

**2. Brief Description of the Dates and Methods of Notice to All Affected Customers (47 C.F.R. § 63.71 (b)(3)):**

On January 16, 2019, Windstream sent by First Class U.S. Mail notice to all affected customers of the planned discontinuance. A copy of such notice as sent to customers is attached hereto as Attachment 1, which is compliant with, among other things, Section 63.71(a)(5) of the Commission's rules, 47 C.F.R. § 63.71(a)(5).

**3. Regulatory Classification of Carrier (47 C.F.R. § 63.71 (a)(4)):**

Windstream is nondominant with respect to the services that it proposes to discontinue.

**4. Service:**

In accordance with Section 63.71(a)(1) of the Commission's rules, 47 C.F.R. § 63.71(a)(1), Windstream is submitting a copy of this Application by First Class U.S. Mail to the North Carolina

Utilities Commission, to the Office of North Carolina Governor Roy Cooper, and to the Secretary of Defense (at the address given in 47 C.F.R. § 63.71(a))

**5. Additional Questions Regarding This Application May be Addressed to the Undersigned.**

**6. Circumstances of Discontinuance.**

The Affected Services are provided via a service platform that has reached the end of its useful life and which is scheduled to be decommissioned on or about April 30, 2019. The discontinuance of the Affected Services will impact a total of 5 business customers across the above-referenced locations in North Carolina. [Sixty-two (62) other business customers were covered in a previously-filed Application relating to the decommissioning of this legacy platform.] Windstream will assist affected customers in migrating their services to Windstream's supported platform or upgrade to one of our more robust unified communications products. Alternatively, the affected customers may obtain service from an alternative provider. These customers will not be unduly harmed because they are being provided ample notice of the discontinuance, providing sufficient time to choose an alternative service option.

**7. Conclusion**

Windstream believes that the proposed discontinuance is reasonable and necessary. As outlined herein, Windstream will take reasonable steps to assure that the discontinuance of this service is not unduly disruptive to the present or future public convenience and necessity. Accordingly, Windstream respectfully requests that the Commission permit it to discontinue the provision of the Affected

Services to certain customers in the Apex, Cary, Raleigh and Triangle Park, North Carolina areas pursuant to Section 63.71.

Respectfully Submitted,

A handwritten signature in black ink, reading "Edward J. Cadieux". The signature is written in a cursive style with a horizontal line underneath the name.

Regulatory Counsel  
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4001 N. Rodney Parham Rd.  
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Little Rock, AR 72112  
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January 24, 2019

## **CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Section 63.71 Application was served this 24th day of January, 2019, by mailing true and correct copies thereof, postage prepaid, to the following persons to the addresses listed below.

Secretary of Defense  
Attn: Special Assistance for Telecommunications  
Pentagon  
Washington, DC 20301

North Carolina Utilities Commission  
Attn: Martha Lynn Jarvis, Chief Clerk  
430 North Salisbury Street  
Raleigh, NC 27603-5918

Office of Governor Roy Cooper  
20301 Mail Service Center  
Raleigh, NC 27699-0301

A handwritten signature in black ink, reading "Edward J. Cadieux". The signature is written in a cursive style with a horizontal line extending from the end of the name.

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Edward J. Cadieux

## **Attachment 1**

### **Customer Notice**